

# State of South Dakota

SEVENTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 1999

718C0028

## SENATE BILL NO. 76

Introduced by: Senator Daugaard and Representative Fiegen

1 FOR AN ACT ENTITLED, An Act to constitute corporate acknowledgment as prima facie  
2 evidence of authority to execute certain documents.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 43-25-21 be amended to read as follows:

5 43-25-21. The corporate seal of any corporation attached to a deed, mortgage, assignment  
6 of mortgage, release of mortgage, or other ~~instruments~~ instrument executed and acknowledged  
7 by any officer of such corporation ~~shall be~~ is prima facie evidence that such officer was duly  
8 authorized to execute such instrument on behalf of such corporation. Likewise, a corporate  
9 acknowledgment attached to or made part of any deed, mortgage, assignment of mortgage,  
10 release of mortgage, or other instrument executed by any officer of such corporation is prima  
11 facie evidence that such officer was duly authorized to execute such instrument on behalf of such  
12 corporation.